

§ 2202.12

commemorative program through use of the Logo or other means;

(3) Whether identification or involvement with a particular commercial activity, product or organization is, in the Commission's judgment, in the best interests of the Commission and its commemorative program and goals;

(4) To the extent possible, the existence of any historical or other links between specific commercial activities, groups or organizations and the voyages or related personalities, events and activities which are the subject of the Commission's commemorative program;

(5) The extent to which the Commission's involvement with a particular commercial activity, group or organization will serve to promote public awareness of its commemorative program or educational and cultural activities planned and conducted in connection with the program; and

(6) The public benefit or interest served by involvement with a particular commercial activity, group or organization.

(b) The general criteria or considerations in paragraph (a) of this section are not exclusive or mandatory. The Commission's decisions whether or not to become involved with a particular commercial activity, entity, group or organization, are, subject to any limitations imposed by law, within the sole discretion of the Commission.

(c) The promulgation by the Commission of regulations governing its involvement with commercial activities shall not be construed as limiting or affecting the Commission's rights and authority with respect to non-commercial involvement.

§ 2202.12 Financial support.

Commission involvement with commercial activities, projects, entities, groups or organizations shall not obligate the Commission to provide financial support to any such activity, project, entity, group or organization.

§ 2202.13 Nonexclusive involvement.

Unless otherwise agreed to by the Commission or its designee for such purposes in advance and in writing, Commission involvement with any commercial activity, project, entity,

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group or organization will not in any way limit the Commission from involvement with other activities, projects, entities, groups or organizations of the same or a similar nature.

§ 2202.14 Definition.

(a) For purposes of these regulations, the general term *commercial* is normally understood to mean private, for profit activity and the individuals, entities, groups or organizations engaged in such activity.

(b) Nothing in this definition shall, however, be interpreted as precluding the Commission from permitting, granting, authorizing or licensing commercial and/or non-commercial use of its Logo by non-profit, non-commercial entities, groups or organizations; educational facilities or institutions; individuals, groups, institutions or organizations engaged in scholarly research; charitable or cultural groups or organizations; and local, state and federal government(s) or instrumentalities thereof.

Subpart B—Involvement With Commercial Activities

§ 2202.21 Commission decisions.

Unless delegated by vote of the Commission to a committee of the Commission, or to the Commission's Director, authority to decide Commission involvement with commercial activities remains with the full Commission. The Commission shall give notice in writing with respect to decisions regarding commercial involvement.

§ 2202.22 Withdrawal of involvement.

The Commission reserves the right at all times and with respect to any involvement with commercial activity to withdraw its involvement or recognition, or both, including any authorization for use of the Logo.

§ 2202.23 Types of involvement.

Initially, the Commission contemplates there will be three forms of involvement with commercial activities:

(a) *Recognition of sponsorship.* In return for donations offered or solicited